

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

BRIAN K. WILSON,

Plaintiff,

v.

STATE OF NEVADA, *et al.*,

Defendants.

Case No. 3:23-CV-00503-MMD-CLB

ORDER TO SUBSTITUTE

[ECF No. 20]

On April 21, 2025, Defendants filed a suggestion of death on the record as to Plaintiff Brian K. Wilson. (ECF No. 20.) Pursuant to Federal Rule of Civil Procedure 25(a)(1), “[i]f a party dies and the claim is not extinguished, the court may order substitution of the proper party. A motion for substitution may be made by any party or by the decedent’s successor or representative. If the motion is not made within 90 days after service of a statement noting the death, the action by or against the decedent must be dismissed.” Fed. R. Civ. P. 25(a)(1). Therefore, if a motion for substitution by the decedent’s successor or representative is not filed within 90 days of the date of this order, the Court will recommend dismissal of this case.

IT IS SO ORDERED.

DATED: April 21, 2025



UNITED STATES MAGISTRATE JUDGE